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**WEARE BOARD OF SELECTMEN
MEETING MINUTES
April 21, 2008**

PRESENT: TOM CLOW, CHAIRMAN; WENDY CLARK, VICE CHAIRMAN; HELEEN KURK, SELECTMAN; RICHARD W. BUTT, SELECTMAN; KEITH R. LACASSE, SELECTMAN

TOWN ADMINISTRATOR: Fred Ventresco

RECORDING SECRETARY: Cherry Palmisano

GUESTS: Naomi Bolton, Frank Campana, Diane Lamb, Will Ottery, Carl Knapp, Ian McSweeney, Harry Brown, Gordon Russell

7:00 p.m. Chairman Clow called the meeting to order.

1. PUBLIC COMMENT – Mr. Neal Kurk told the Board he would like them to consider participating in the law suit against the Legislature. Mr. Kurk said this would be at no cost to the town. Mr. Kurk discussed that the new bill would specify that only Weare or Goffstown residents could represent the district but it should be each town has representation within the district. The Constitution does require this as a law in NH. Mr. Kurk said the NH Legal Rights Foundation has stated they are willing to fund the law suit. Mr. Kurk thinks the people in Weare would appreciate having 2 Representatives living in the Town of Weare. Mr. Kurk said if the Town of Weare wishes to be part of the law suit then the BOS needs to write a letter stating they would be willing to be part of the law suit. Mr. Kurk urges the Board to participate.

Chairman Clow asked how the Legislature can ignore the Constitution. Mr. Kurk said that is the reason for the law suit. Mr. Kurk feels the Constitution must be followed. Vice Chairman Clark commented on just needing to write a letter and finds it hard to believe that is all they need to do to participate in the law suit. Mr. Kurk said the Board could contact the group willing to fund the law suit and have them come before the Board. Mr. Kurk feels that other than signing the papers the lawyers would do all the work. Mr. Kurk said there is a practical time line and the sooner they act the sooner the law suit could act.

Selectman Butt asked if the pursuit of this law suit depends on them joining. Mr. Kurk said no, they are contacting many communities, but because Weare's Representative was instrumental in getting the Constitution to require Weare having 2 Representatives he feels they should participate.

Chairman Clow said the Board will have a discussion at the end of the meeting.

Mr. Frank Campana commented that at the last meeting Chief Begin addressed the Board and used the term micro manage. Mr. Campana said he does not know the history that brought that up, but the Board is the charge and he feels they are in charge of obtaining the information. He is not being critical of the Police Chief. Mr. Campana said because of the voting in March the Police gained 2 new vehicles and somewhere along the line and he does not think it is unreasonable for the Board to know what will happen with these 2 cars that are rotated out. Mr. Campana looks to the Board to know this information and he feels the Board knowing this information would not be under the realm of micro managing. He feels the Board should have all the information they need and Department's should not be offended if the Board requests information.

Chairman Clow said that both of those vehicles will be traded in toward the purchase of new vehicles.

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2. DEPARTMENT HEADS – Ms. Naomi Bolton handed the Board a draft of the Personnel Policy, which the Benefit Review Committee has been working on. The committee wants to send this to Primex for review and then they should be able to run it through legal counsel and then meet with the employees as well. Ms. Bolton said they referenced different acts but did not type them out word for word. Chairman Clow said they discussed at the Benefit Review Committee to send this draft to Primex. Chairman Clow wants to know when the Committee wants the Board's responses. The committee meets again on Tuesday, May 6th at 8:00 am. Selectman Butt asked why they are rewriting the personnel policy. Ms. Bolton said it had been worked on in 12/06 and then set aside. Selectman Butt asked if the 2003 policy was inefficient and said he has yet to see a policy that is signed and asked if it was ever signed. Chairman Clow said the 2003 policy was before he came on the Board. Mr. Fred Ventresco said he checked in the minutes and the Board did approve changes to the Personnel Policy in the past. Mr. Ventresco said there were things in the policy that did need to be changed and were not appropriate for this policy.

Selectman Butt asked if it has been completely rewritten. Ms. Bolton said she understands Primex went through the policy in 2006 and feels that is why they should send it back to them for review, free of charge. Mr. Ventresco said he thinks the review of the policy started before he arrived. Selectman Butt said he would like to know the differences between the policies. Chairman Clow said he does not see a problem with reviewing the policy and feels bringing it in now is beneficial. Chairman Clow commented that previous committee members made most of the revisions. Chairman Clow said if the current BOS does not feel the personnel policy is going in the right direction this is the time to voice concerns. Selectman Butt asked how much time the current Benefit Review Committee has put into the policy. Ms. Bolton said she went through all the pen edits and made the changes to the policy. Chairman Clow said there has been a lot of work done on the policy but just not by the present committee. Ms. Bolton said they wanted to keep the Board informed and that is why they are bringing it forth before it is in its final form. Selectman Butt does not consider this a high priority; he would like to review it and appreciates all the work done. Selectman Lacasse asked why Selectman Butt wouldn't want it to go to Primex before they reviewed it. Selectman Butt feels they should review it first. Vice Chairman Clark does not feel it is practical to send it to Primex before it is reviewed by the Board. Selectman Kurk feels they need to review it first.

Chairman Clow said it is the consensus of the Board to review the policy before sending it to Primex. Selectman Butt does not consider it high priority but he will make an attempt to review it before the committee's next meeting. Chairman Clow asked the Board to review the policy before their next meeting and if they need more time to review they will let the committee know. Mr. Ventresco said he was not involved in crafting the policy but he plans on reviewing the policy and giving his comments. Ms. Bolton said Police and Library have their own policies. Mr. Ventresco said the Library governs their own administration. Mr. Ventresco feels the Board should review the policy as well as himself. Mr. Ventresco said he believes there is a personnel policy in the Fire Department and also one in the Police Department. Selectman Butt said some of the items within the policy should be common. Selectman Kurk mentioned that the Fire Department has their own Board of Fire Wards. Mr. Ventresco said if the Board wants to incorporate the Police and Fire Departments they should involve them at this time. Selectman Kurk feels the non union personnel in those departments fall under this personnel policy.

The Board will discuss this at their next scheduled meeting. It was discussed the Benefit Review Committee should be made up of a Department Head, employee, ex officio, 3 citizens and a Finance Committee member. Ms. Bolton said at this time they have 2 residents, Tom Clow (ex officio), Naomi Bolton (Department Head), Jon Osborne (employee) and currently they are without the Finance Committee Ms. Bolton feels the Board should choose the 7th committee member.

Ms. Diane Lamb, Tax Collector, informed the Board May 9th is the deeding date. Ms. Lamb gave the Board information on what is still owed to the town for 2003, 2004 and 2005. Ms. Lamb said the report deals with 2005 taxes and is the basic deeding she is working on. Ms. Lamb said she has made some payment

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arrangements and waits until the meeting date before her deadline to sign deeding waivers. Any property that the Board is not going to take needs to be signed. Ms. Lamb said not everything is completed but she would like the Board to sign the ones she has completed. It was discussed some of the properties are just land and the Board would need to review the properties to see if they would like to take them.

Chairman Clow said they have a list of outstanding taxes for 2003 and the total due to the town is \$325.01 and for 2004 the total due to the town is \$9,500.69 and for 2005 the total due to the town is \$57,132.44. The Board discussed this is not unusual and they have a good record of collecting all the taxes. Ms. Lamb said even the leining was not that high in comparison to other years. There are 10 properties for 2005 that are completed and need to be signed. The deed waiver basically says the Board will not take the property at this time because there are payment arrangements made. Ms. Lamb said everything will be finalized for the next meeting. The Board thanked Ms. Lamb for her diligence in collecting the taxes. Ms. Lamb said once the property owners set up payment schedules she makes sure they continue to make the payments. Ms. Lamb said at the next meeting decisions will need to be made as to whether the Board takes the property or not.

3. COMMITTEE ITEMS – Mr. Will Ottery said he was watching the town's cable channel and commented how nice it is to see people using the podium. Mr. Ottery said they have updated all the cable equipment but now they are getting complaints about the audio. Mr. Ottery said they went to Comcast and Comcast told them it was not them it was the cable committee's equipment. Mr. Ottery said there is a meter that they need to make adjustments to the audio. He is here to see if they can go to the reserve account to ask for \$579.65 to purchase a device to improve the audio for the cable channel they have \$19,000 in the account. Vice Chairman Clark asked why this wasn't address the last time Integris was here. Mr. Ottery said everything is working now and since the training he knows how to set up all the equipment. Mr. Ottery said the items listed will alleviate the audio problems.

Selectman Kurk asked if the Selectman meetings are being rebroadcast regularly. Mr. Ottery said they had a problem locating the DVD from the meeting to rebroadcast. Mr. Ottery said there are new instructions located on the cabinet. Mr. Ottery requests that at the end of the BOS meetings someone takes the DVD out of the machine, labels it with the date of the meeting and brings it up to the Cable Committee's in box. Selectman Butt asked if this purchase has been discussed in the committee and voted upon. Mr. Ottery said it has not been voted upon. Selectman Butt does not like accepting this without approval from the committee. Mr. Ottery said they meet again on May 1st. Chairman Clow asked Mr. Ottery to discuss it at their May 1st meeting and record the approval in their minutes and then bring the request before the BOS.

Mr. Carl Knapp said they need to address the ongoing issue of the private resident they are obligated to dig a well for. Mr. Knapp said the funds allocated for this project lapsed back into the General Fund. Mr. Knapp suggests trying to get the money from the road reconstruction fund. The house is across from the American Legion. Mr. Knapp said all the pieces are in place except for the money. Mr. Knapp said if they leave them on the existing town water supply they have to put a water treatment system in the house and always be responsible for it or they drill a new well and be done with it. Mr. Knapp had a price from Capital Well to guarantee water 2 years ago. Mr. Knapp said the only place he could pull the money from would be road reconstruction. Selectman Butt said they have to find the funds within the Operating Budget or find a Capital Reserve Fund that it can be expended from. Chairman Clow said it should be recorded within the Water Budget and be shown as being over expended from that fund. Vice Chairman Clark asked if there is a written agreement for this and she would like to see this original agreement in writing. The Board discussed this has been on record to dig a private well for this home. Selectman Kurk asked if they could go to DRA for the funds. Mr. Ventresco said they could send proof to DRA that shows the town is obligated to do this and expend these funds. Vice Chairman Clark said it was the homeowners that delayed the process. Mr. Knapp said they are obligated to do this.

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Mr. Knapp commented on the Capital Reserve Fund for bridge improvement and told the Board he has had numerous discussions with the Trustees as to what falls under this. Mr. Knapp said the town's bridges are a large piece of their infrastructure and he told the Board there are 2 bridges that need resurfacing and in his opinion it falls under bridge improvement and there are rails that also need to be improved. Mr. Knapp said he has asked the Trustees for different things in the past. It was discussed this is different from the bridge bond money. Mr. Knapp said there is no line anywhere in the budget to take care of \$10 million worth of bridges, so they started the Bridge Improvement Capital Reserve Fund. Mr. Ventresco said the balance at the end of the year was \$42,630.86 is the CRF. Mr. Knapp is asking the Board if this falls under the CRF before he sends the request to the Trustees for removing and replacing the surface and fixing the rails on bridges. Chairman Clow asked Mr. Knapp to fill out the forms and go to the Trustees. Mr. Knapp said they need to repair the bridges; they are very expensive to replace. Mr. Knapp said every other year they should be lind seeding the concrete.

4. MEETING MINUTES

Chairman Clow moved, Selectman Butt seconded to accept the minutes from March 24, 2008 as written. Passed 3-0-2.

Chairman Clow moved, Selectman Butt seconded to accept the minutes from April 14, 2008 as written. Passed 3-0-2.

Chairman Clow moved, Selectman Lacasse seconded to accept the minutes from April 7, 2008 as amended. Passed 4-0-1.

5. MANIFESTS

Chairman Clow moved, Selectman Kurk seconded, to authorize the Board of Selectmen to sign Manifest and order the Treasurer or Deputy Treasurer to sign checks dated April 24, 2008. Passed 4-0-1.

Accounts payable	\$39,266.61
Accounts payable	\$58.68
Gross Payrolls	<u>\$49,323.87</u>
Total	\$88,649.16

6. MOUNTAIN ROAD ISSUE – Mr. Gordon Russell discussed when PSNH went it to replace poles in the area residents had concerns about damage to the property. The damage was such that it widened the class 6 portion of the road to allow access to vehicles. Mr. Russell said there were pallets stacked, there is a new plastic culvert where the original was removed and motor vehicles and construction equipment moving through water. Selectman Kurk said she gave the Board information from what PSNH has agreed to. Mr. Russell said PSNH has perpetrated and has taken the liberty of putting the BOS and other committees into a very difficult position. Mr. Russell said when PSNH came to the town and told them where ever there is a wetland in their way they would probably have to cut a few trees. Mr. Russell said what they did do, was opened up Mountain Road and it goes through acres and acres of land that the town has paid special attention to. Mr. Russell said he has come prepared with pictures and lots of information. Mr. Russell said other towns are equally concerned with what PSNH did as well. Mr. Russell said there were 34 infractions noticed by the state and PSNH has to fix. Mr. Russell said the problem will still remain that the road is now opened for access and the town has spent a lot of time and money on this property.

Selectman Butt said he is only familiar with the road to the Ferrin Pond parking area. Mr. Russell said the road has been affected all the way. Chairman Clow said Mr. Russell came before the Board last year. Chairman Clow said he and Selectman Kurk and the Conservation Commission and PWA formed a committee to determine what could be done to restore the area; the meeting was on 11/26/07 and nothing further has been discussed. Chairman Clow said there was a process put in place with a committee to come up with a solution to this. Selectman Kurk said no one knew what had happened until Mr. Russell informed them. Mr. Russell said

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PSNH and THIRO Construction came and recognized what needed to be done, the restoration team that included all the representatives agreed to the action of the 15 items.

Selectman Kurk said the problem that Mr. Russell brought to their attention has happened as a result to it being opened. Mr. Russell said walls have been destroyed and they have put in fill. Mr. Russell said once they get that all restored it still will not be fixed, because the problem is that they opened up the road and vehicles can now run through surface water. Mr. Russell said the fact remains that the road is opened and it is illegal to run motor vehicles over this running water on this class 6 road. Mr. Russell said the road needs to be closed immediately. There are private vehicles and construction vehicles using this road. Mr. Russell said the story of this area goes back to 1881 and in 1965 because Fish and Game stocked that pond they decided it would be a good idea to put the road in, but it was done illegally. Then it was redesignated as a footpath only. Vice Chairman Clark said if someone was to ride their bike through the same water that a vehicle rides through and horses what is the difference. Vice Chairman Clark said she does not understand how he is going to sell the point that a motor vehicle tire would do any more damage then a tire from a bike. Mr. Russell said it stirs up the sediment and kills the animals in the water.

Vice Chairman Clark asked what will happen to the cabin that is already on the class 6 road. Mr. Russell said the homeowner would have to pay for the repairs to the road. Mr. Russell said the Buxton Brook bog located up there is the most important wetland in the Town of Weare. Mr. Russell suggested that they build a berm. Mr. Russell said until such time that the crossroads are repaired to state standards for a class 6 road he wants the road closed. Mr. Knapp said they have never closed a road other than at town meeting. Mr. Knapp said as far as an emergency temporary closure he is not sure how that happens. Mr. Knapp said there are RSA's that designate not spending money on Class 6 roads. Chairman Clow said they still need to work with the restoration group to get the necessary work done. Chairman Clow said it sounds like they need to get this group back together immediately. It was discussed THIRO is still working in there. Chairman Clow said they need to find out how to close the road legally.

Mr. Ian McSweeney commented on the difference between the bike and the motor vehicle would be the engine and the fuels needed. Mr. McSweeney said it is not approved for ATV usage. Mr. Harry Brown said you cannot ride an ATV legally in the Town of Weare because you can not ride an ATV on a class 6 road. You can only ride an ATV legally out by the dump. Selectman Butt asked if the road was widened to class 5 standards. Mr. Knapp said it is that wide.

Chairman Clow said that Steve Fuller is the Chair of the Restoration Team and it would be up to him to gather the group and call a meeting. Mr. McSweeney said there has not been a meeting since 11/16 and there has been work going on by the construction team all winter, not addressing the issues and in some cases making the problems worse. Mr. McSweeney feels the BOS needs to act on contacting Mr. Fuller. Vice Chairman Clark said she recalls there was not a real BOS meeting regarding this subject and asked if the restoration team was from the Town of Weare. Chairman Clow said the PSNH representatives came before the Planning Board concerning this project, the meeting he was discussing was not a BOS meeting it occurred in the Conservation Room and at that meeting it was decided among the group to create a restoration team and review what could be done with all stake holders represented and Steve Fuller was designated Chair Person. Vice Chairman Clark feels this needs to come before the Board to decide on a representative from the Board to be on this restoration team. Vice Chairman Clark feels there are committees being formed and meetings taken place, without all the information coming to the Board. Vice Chairman Clark remembers someone coming before the Board and stating there would not be any issues with this construction taking place. Selectman Butt agrees that the Board is being asked to close the road without all the information. Selectman Butt feels maybe a project team needs to be formed to make a decision on what needs to be done.

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Mr. Russell said he agrees that this issue is complicated because of its importance, this involves between 3,000 and 4,000 acres of land. Mr. Russell applauds the willingness of the people involved that agreed to go out and take a look. Vice Chairman Clark asked if these wetlands being discussed are town wetlands, but are they nationally protected areas. Mr. Russell said sort of, the areas of Buxton Brook (runs through private property) are so important that the town says it belongs to them. Mr. Russell said this brook system is key and hates to have it jeopardized. Selectman Butt would like to see commissions who have an interest in this come together to be part of this project team.

Chairman Clow said there is an immediate need in getting PSNH and the contractors together before more damage is done. Selectman Butt feels the Board should take some initiative. Mr. McSweeney said the Board should meet with PSNH. Selectman Lacasse asked if there was a plan in place for PSNH to continue the work without further damage. Chairman Clow asked Mr. Ventresco to find out what needs to be done to close the road. Selectman Kurk commented on the pallets being out there. Mr. Russell said someone burned all the pallets. Chairman Clow asked Selectman Kurk if she wants to contact PSNH's representative to gather the group back together. Selectman Butt said someone needs to coordinate this and make sure the meeting is productive. Selectman Lacasse said he would like to hear all the information first hand. Selectman Butt would like Mr. Ventresco to request this group come before the Board of Selectman.

Mr. Harry Brown said when the Conservation Commission acquires a property they should be involved. Mr. Ventresco said he spoke with Elizabeth LaRocca and he said that the first meeting was to get organized to get going and it would be completing the process to get this group together again.

Mr. Russell said this area has been so important and in 1996 they started keeping data of the wildlife in the area. This was a very detailed project from 1996-2004 and they have all the information in the database. Mr. Russell commented on the richness of wildlife in that area and said the area needs to be protected.

The Board discussed holding a special meeting with all involved on May 12th. Chairman Clow said they will determine the legality with closing the road in the mean time.

7. PARC FEE STRUCTURE – Currently the fee at Chase Park is \$10.00 for a resident's first vehicle and \$2.00 for any additional vehicles. PARC is asking to make all stickers purchased \$10.00. The total revenue for Chase Park is between \$13,000-\$19,000. Non-residents are charged per entrance into the Chase Park. This did go before PARC and was voted on. Mr. Ventresco said he does not think there is any ordinance that states they need to have a public hearing for fee structure for PARC. Chairman Clow said they will hold a public hearing on May 5th for fee structure. Mr. Ventresco mentioned the deadline for newspaper ads is Monday so if he cannot get the ad in the hearing will have to be rescheduled.

8. AWARDING BID FOR PUBLIC WORKS EXCAVATOR – Mr. Knapp said the bids were opened a week ago and Mr. Ventresco was present when the bids were opened. It was discussed they will be trading the old excavator.

- Nortrax \$107,000
- Milton Cat (Caterpillar) \$121,100
- Chadwick-BaRoss (Volvo) \$117,300
- Link-Belt (Chappell) \$104,800

Mr. Knapp said there were a set of specs he included in the bid specification; Caterpillar and Link Belt were the only machines that met the specifications. Mr. Knapp said they did try all of the machines in their own gravel pit. The Link-Belt was the lowest bid from Chappell Tractor. Mr. Knapp said there were options that they asked for after the fact. Mr. Knapp recommends awarding the bid to Chappell for the Link-Belt plus the \$2,500 to

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widen the blade and \$1,950 to extend the warranty, and they will purchase a mower from John Brown and Sons for \$16,500.

Chairman Clow asked if there would be a lot of add ons for the Nortrax bid. Mr. Knapp said they would have to add other charges not included in the bid. Selectman Kurk asked how much they had available to spend. Mr. Knapp said they have \$145,000 appropriated to spend in the Highway Truck and Equipment. The machine could arrive in 3 weeks. Mr. Ventresco said as reflected at end of 2007 there is \$97,301 and then \$210,000 was voted in. Mr. Knapp said the still have a remaining bill for \$56,000 for plow equipment.

Selectman Kurk moved, Chairman Clow seconded that they appropriate the total cost of \$129,850 for the excavator from Chappell Tractor as outlined in the bid and the mower from John Brown and Sons for \$16,500. Passed 5-0-0.

Mr. Knapp said they had 5 bids for paving. He anticipated \$60 per ton and budgeted for that in his road work.

- Pike Industries \$59.50 per ton Cold Plane bridges \$5,250.00 (Clough Park and Colby Road bridges)
- Continental Paving, Inc. Londonderry \$6- per ton and \$66.30 for bridges
- Advanced Excavation and Paving \$61.50 per ton and \$15.00 per square yard for bridges.
- Brox Industries, Inc. \$64.20 per ton
- United Construction Corp. \$65.25 per ton and \$65.25 for cold planning

Selectman Lacasse commented on Pike Industries contacting Mr. Knapp and asking a question, and asked if Mr. Knapp gives that information out to all who are bidding. Mr. Knapp said he gives the information to the person asking the question; but has no way to determine who will be bidding.

Mr. Knapp recommends the low bid from Pike Industries.

Chairman Clow moved, Vice Chairman Clark seconded to award the contract for paving to Pike Industries for \$59.50 per ton and \$5,250 for cold planning for the 2 bridges to come out of Road Reconstruction Passed 5-0-0.

Vice Chairman Clark moved, Selectman Lacasse seconded to award CJ Bolton Inc of Weare the crushing bid for the Town of Weare for \$3.10 per ton. Passed 5-0-0.

Selectman Kurk informed Mr. Knapp that the granite for the new Town Hall sign is at Swenson's in Concord and the flag pole is down stairs. The Board will meet outside at 6:45 on the 28th before the Department Head meeting to determine the exact location of the new sign and flagpole. Chairman Clow said next week they need to follow up on discussions from the last meeting to allow Department Heads to say their peace. The Board discussed that the major 3 department heads should attend the meeting.

9. HIGHWAY GARAGE BUILDING ISSUE – Chairman Clow said there have been 2 Building Committee meetings that have focused mainly on the Highway Garage. Chairman Clow said from the minutes it looks like they are going to put tar on the roof as a very temporary fix to keep water out of the electrical boxes. Mr. Knapp said since that meeting he has spoke with Mr. Chip Meany and the GFI breakers will do no good if the plugs do not have grounds going to them. Selectman Butt understood there to be life safety issues in the building identified from the Fire Marshall and Joint Loss Committee. Ventilation fans were discussed. The minutes say that Mr. Knapp will have employees apply tar to the roof. Chairman Clow asked about coating the roof with aluminum. Mr. Knapp said there is a room that they use as an office to complete paperwork that is an addition that water comes through. Selectman Kurk asked how much funds would be needed to deal with some of the problems to make the building safe. Mr. Knapp said it would cost \$85,000 for electrical, ventilation, fire alarms and heat protectors (which could be used in the new building). Chairman Clow said the recommendations by the Building Committee say to replace all breakers with ground fault breakers, a ventilation fan be installed and the building be properly grounded. Chairman Clow said the electrical could be done for safety. Mr. Knapp said

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he has not received a quote to just ground the plugs and breakers. Vice Chairman Clark recommends taking the recommendations from the Fire Marshall, Joint Loss Committee and Building Committee and prioritize the list. Vice Chairman Clark said the electrical issue is extremely important. Chairman Clow said the electrical has to be top priority as well as adding ventilation.

Selectman Kurk asked if they could go back to the Fire Marshall and inform him that they plan on going back to the voters to request a new building next year. Mr. Knapp said the emergency lighting and exit signs are up. Chairman Clow said it would be ideal to take the lists and compile them and fix everything and then there is a concern that you fixed the safety issues but the building still does not meet the needs so maybe it would seem logical to solve some things that would make it safer. Vice Chairman Clark said all these things need to be listed and given to the voters so they are informed and know all the issues well before voting approaches. Chairman Clow does not feel they need to put everything on hold, feels the information needs to get to the voters, but they need to prioritize and get started.

It was discussed that the Fire Marshall has not been to the building since 2000. Selectman Butt said they need to supply the minimum updates to the building to make it safe, not necessarily comply with the Fire Marshall's request.

Mr. Ventresco said they should send the Fire Engineer to the Highway Garage. Selectman Butt would like to see the Fire Engineer visit the Highway Garage to provide input and feels this would satisfy the Fire Marshall. It was discussed it cost \$2,650 to have the Fire Engineer review the Town Office Building. The Board would like to get a price on having the Fire Safety Engineer go to the Highway Garage.

Selectman Butt said he feels they should not put any more money into the building than they have to, but they need to make it safe for the employees.

Chairman Clow moved, Selectman Kurk seconded to appoint Luke Drake for a 1 year term, Ian McSweeney for a 2 year term, Paul Bessey for a 2 year term, George Malette for a 3 year term and David Trumball as an alternate 1 year term to the Agricultural Commission. Passed 5-0-0.

It was discussed the Agricultural Commission will be made up of 5 members with staggered terms (1) 1 year, (2) 2 year and (2) 3 year term.

Chairman Clow moved, Selectman Lacasse seconded to appoint Steve Flanders and Brad Macauley to the Cable Commission for 3 year terms. Passed 5-0-0.

Chairman Clow moved, Vice Chairman Clark seconded to appoint Andrew Fulton to the Conservation Commission for a 3 year term. Passed 5-0-0.

Chairman Clow moved, Selectman Kurk seconded to appoint George Malette and Tanya Kress to the Heritage Commission for 3 year terms. Passed 5-0-0.

Chairman Clow moved, Selectman Lacasse seconded to appoint Vallary King, Eugene Propper, Tom Reynolds and Chuck Metcalf to the PARC for 3 year terms. Passed 5-0-0.

Chairman Clow moved, Selectman Lacasse seconded to appoint Greg Francisco and George Malette to the Planning Board for 3 year terms. Passed 4-0-1.

Vice Chairman Clark voiced her concern with Mr. Malette being on the Planning Board with other committees that he is a member having to go before the Planning Board.

Chairman Clow moved, Selectman Kurk seconded to appoint Wendy Clark to the Record Retention Committee. Passed 3-1-1.

It was discussed Ms. Evelyn Connor Chairs the Record Retention Committee which meets one Wednesday evening a month at 7:00 p.m.

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Selectman Butt feels the Building Committee should be an advisory committee to the Board and feels it should be made up of professionals.

Chairman Clow moved, Selectman Kurk seconded to appoint Keith Lacasse as a member of the Building Committee. Passed 4-0-1.

The Board feels Joe Fiala invested a lot of time on the Building Committee and if he would like to remain as a member that would be fine with the Board.

10. MILDRED HALL BEQUEST FOR TOWN HALL & CLINTON GROVE – Selectman Butt discussed Article 9 stating that \$50,000 be given to the Town of Weare specifically for improvements to the Town Hall. LGC says that the bequest is left to the town and directed to be used for repairs and improvements to the Town Hall. The Board of Selectman are agents to expend these funds which are located in 3 different accounts. Selectman Butt asked if the BOS has ever accepted this as a gift. Selectman Butt said this \$50,000 has been available since 2005. Chairman Clow said he just saw the will a short time ago and they felt there was a lump sum of money available but was unaware there were funds specifically designated to the Town Hall. Mr. Ventresco said the Building Committee has mentioned these funds before. Selectman Kurk wonders if there are any matching grants available to be used with those funds. The Board does not need to go to Town Meeting to expend these funds. Selectman Butt said there was also \$50,000 left to Clinton Grove Academy and he feels her wish was to leave it to the Clinton Grove Building. Selectman Kurk discussed that Jim Connor was the Executor of the will and could provide clarification of the intent of the funds.

The Board discussed when they receive an actual bid on the roof repairs they will state then where the funds will come from.

11. EARTH EXCAVATION AND REGULATION – Selectman Kurk asked all the Board members to review the information and discuss this at a future meeting.

12. ADMINISTRATIVE REPORT – Mr. Ventresco said they need to approve the Capital Reserve spending for the Library project for software and computers from Chris Hague.

Mr. Ventresco said the Building Committee recommends that the Board remove the space heaters in the basement offices now; which will cross the issue off the Fire Marshall's list. Chairman Clow said no matter if the offices were relocated or not there would still need to be some heat down there for the food pantry, 2 small offices and the employee break room. Chairman Clow said they were holding off making a recommendation because they were unsure if they would relocate the office.

Mr. Ventresco said they have a request from Chief Richards for various emergency electrical repairs at the Safety Complex.

Mr. Ventresco said they would like to get a new router for the computer system at the Town Office building. Mr. Ventresco said the router costs \$325.00 to purchase and have installed and feels it will resolve many issues. In the future it would cost an additional \$200 to add Online Restitution.

Selectman Kurk moved, Chairman Clow seconded to expend \$325.00 out of the Computer Maintenance Fund for a new router. Passed 5-0-0.

Chairman Clow moved, Selectman Kurk seconded to change the voting location to the Weare Middle School starting in March 2009. Passed 5-0-0.

13. ADJOURNMENT at 11:45 p.m.

A True Record.

Cherry Palmisano, Recording Secretary

FINAL